HON'BLE SHRI G.S. SINGHVI, THE CHIEF JUSTICE

AND

HON'BLE SHRI JUSTICE G. BHAVANI PRASAD

WRIT PETITION No. 3720 OF 2006

-

-

Between:

Professor (Dr) H.N. Suresh and another

……Petitioners

And

The Union of India,

Th: The Secretary,

Ministry of Law, Justice and

Company Affairs,

Government of India,

New Delhi – 110 011 and two others

……Respondents

:: ORDER ::

Counsel for the Petitioner : Sri Vishal Saxena

Counsel for the Respondents : Sri A. Rajasekhar Reddy

Dated: 04-04-2006

Per G.S. SINGHVI, CJ

Feeling frustrated by the delays caused in the disposal of the Original Application filed by them under Section 19 of the Administrative Tribunals Act, 1985 on account of irregular sitting of the Hyderabad Bench of the Tribunal since June 2005, the petitioners have filed this petition for issuance of a mandamus to respondent No.1 to ensure that Division Bench of the Tribunal at Hyderabad functions regularly so that disposal of the cases filed by the aggrieved employees is not impeded.

On 07-03-2006, the Court had adjourned the case to enable the learned Assistant Solicitor General to file an affidavit of the competent authority detailing reasons as to why effective steps were not taken to make the Bench of the Tribunal at Hyderabad functional since June 2005. Simultaneously a direction was issued to the respondents to ensure that Bench of the Tribunal at Hyderabad continues to function without any interruption.

Sri Rajasekhar Reddy, learned Assistant Solicitor General says that selection for appointment of a suitable member in Hyderabad Bench of the Tribunal has been completed and order of appointment is likely to be issued in near future. He further

says that till the new appointment is made, Hyderabad Bench of the Tribunal shall continue to function without any interruption, except when one or the other member may go on leave.

In view of the statement of the learned Assistant Solicitor General, we do not consider it necessary to pass any order on the prayer made by the petitioners and dispose of the writ petition as infructuous. However, liberty is given to the petitioners to apply for revival of the writ petition and for passing appropriate order, if any such contingency arises in future.

G.S.SINGHVI, CJ

G.BHAVANI PRASAD,J

04-04-2006

ks/svs